

**AMENDMENTS TO THE CLAIMS**

**This listing of claims will replace all prior versions and listings of claims in the application:**

**LISTING OF CLAIMS:**

Claims 1-3 (Canceled)

4. (previously presented) A non-aqueous electrolyte sodium secondary battery comprising a positive electrode active material, wherein the positive electrode active material comprises a composite oxide containing mainly iron and sodium, having a hexagonal crystal structure, and exhibiting a value of 2 or less obtained by dividing the XRD peak intensity corresponding to an interplanar spacing of 2.20 Å by the XRD peak intensity corresponding to an interplanar spacing of 5.36 Å, and charge carriers are sodium ions.

5. (previously presented) A non-aqueous electrolyte sodium secondary battery according to claim 4, wherein the composite oxide is represented by the formula  $\text{NaFe}_{1-x}\text{M}_x\text{O}_2$  (where M is at least one element selected from the group consisting of trivalent metals, and x satisfies  $0 \leq x < 0.5$ ).